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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OFFICE OF PETITIONS

Applicants: Dakai Liu and Elazar Rabbani)
Serial No. 09/046,833)
Filed: March 24, 1998)
Title: **INDEPENDENT HELPER VIRUS PACKAGING**)
CELL LINE FOR PROPAGATING VIRAL)
VECTORS (As Previously Amended))

Group Art Unit: 1636
Examiner: David Guzo

527 Madison Avenue, 9th Floor
New York, NY 10022-4304
July 29, 2003

FILED BY EXPRESS MAIL

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION UNDER 37 C.F.R. §1.137(b) TO REVIVE
AN UNINTENTIONALLY ABANDONED APPLICATION**

Dear Sirs:

Applicants submit this Petition to the Commissioner under the provisions of 37 C.F.R. §1.137(b) to revive the above-identified application in which taking action was unintentionally delayed. A response to the previously issued June 26, 2002 Office Action was originally due on September 26, 2002. Upon the expected granting of this Petition, the accompanying response in the form of an Amendment Under 37 C.F.R. §1.116 will be considered as having been timely filed.

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01 FC:2453 650.00 DA

Dakai Liu and Elazar Rabbani

Serial No. 09/046,833

Filed: March 24, 1998

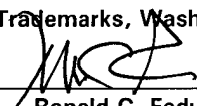
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Abandoned Application -- July 29, 2003)

EXPRESS MAIL CERTIFICATE

"Express Mail" Label No. EV063168926US

Deposit Date July 29, 2003

I hereby certify that this paper and the attachments
herein are being deposited with the United States Postal
Service "Express Mail Post Office to Addressee" service
under 37 CFR 1.10 on the date indicated above and is
addressed to the Commissioner of Patents and
Trademarks, Washington DC 20231.


Ronald C. Fedus
Reg. No. 32,567

JULY 29, 2003
Date

The above-identified application became unintentionally abandoned after September 26, 2002, which was the date that a response to the June 26, 2002 Office Action was originally due. A Notice of Abandonment was subsequently issued on February 11, 2003. A copy of the February 11, 2003 Notice of Abandonment is attached hereto as Exhibit 1.

It is hereby requested that this application be revived because the entire delay in filing the response to the June 26, 2002 Office Action until the filing of this Petition was unintentional. A Terminal Disclaimer To Accompany Petition is attached to this paper as Exhibit 2.

As indicated above, a response to the June 26, 2002 Office Action in the form of an Amendment Under 37 C.F.R. §1.116 is being submitted concurrently herewith and is attached as Exhibit 3. Because the claims in this application were finally rejected in the June 26, 2002 Office Action, a Notice of Appeal is also being submitted and is attached hereto as Exhibit 4.

The fee for filing a Petition to Revive an Unintentionally Abandoned Application Under 37 C.F.R. §1.137(b) is \$640.00 for a small entity. Small entity status was previously established in this application and is still applicable. The Patent and Trademark Office is hereby authorized to charge Deposit Account No. 05-1135 for the requisite large entity fee of \$640.00. The Patent and Trademark Office is further authorized hereby to charge Deposit Account No. 05-1135 for any other fees required in connection with this Petition, the attached Amendment, or to credit any overpayment thereto.

A duplicate copy of this Petition but without attached Exhibits 1-4 is also submitted herewith.

~~Dakai Liu and Elazar Rabbani~~

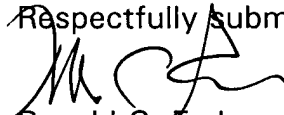
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Favorable action on this Petition is earnestly solicited.

Respectfully submitted,



Ronald C. Fedus

Registration No. 32,567

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